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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	Criminal No. CR 10-0136 MHP
	)	
Plaintiff,	)	
	)	
v.	)	<del>[PROPOSED]</del> ORDER AND STIPULATION
	)	EXCLUDING TIME FROM MARCH 8, 2010,
	)	TO MARCH 29, 2010
ORLIN DIVIER MASS CRUZ,	)	
a/k/a Miguel Leal,	)	
a/k/a Orlin Cruz-Hernandez,	)	
	)	
Defendant.	)	

The parties appeared before the Honorable Marilyn Hall Patel on March 8, 2010. On the motion of the parties, the Court found and held as follows:

1. The parties agree to an exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from March 8, 2010, to March 29, 2010, in light of the need for defendant's counsel to conduct further investigation of facts relevant to this matter. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective

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preparation, taking into account the exercise of due diligence and the need for counsel to conduct further investigation.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from March 8, 2010, to March 29, 2010, outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

3. Accordingly, and with the consent of the defendant, the Court ordered that the period from March 8, 2010, to March 29, 2010, be excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

IT IS SO STIPULATED.

DATED: March 9, 2010

/s/  
LOREN D. STEWART  
Counsel for Defendant

DATED: March 9, 2010

/s/  
KATHRYN R. HAUN  
Assistant United States Attorney

IT IS SO ORDERED.

DATED: 3/11/2010

